

**ALLEGED SHIPMENT:** On or about August 20, 1949, by the Berger Creamery Co., from South Sioux City, Nebr.

**PRODUCT:** 116 64-pound cartons of butter at New York, N. Y.

**LABEL, IN PART:** "Salted Butter William Menzer Inc. Distributor New York."

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (2), a product containing less than 80 percent by weight of milk fat had been substituted for butter.

Misbranding, Section 403 (a), the article was labeled "Butter," which was false and misleading since it contained less than 80 percent of milk fat.

**DISPOSITION:** September 22, 1949. William Menzer, Inc., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the court ordered that the product be released under bond for reworking, under the supervision of the Federal Security Agency.

**15577. Adulteration of butter. U. S. v. 12 Cartons (792 pounds) \* \* \***  
(F. D. C. No. 27869. Sample No. 45494-K.)

**LIBEL FILED:** May 4, 1949, Northern District of Iowa.

**ALLEGED SHIPMENT:** On or about April 25, 1949, by the East Chain Co-op. Creamery Assn., from Fairmont, Minn.

**PRODUCT:** 12 66-pound cartons of butter at Dubuque, Iowa.

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (2), a product which contained less than 80 percent by weight of milk fat had been substituted for butter.

**DISPOSITION:** May 19, 1949. The East Chain Co-op. Creamery Assn., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond for reworking, under the supervision of the Federal Security Agency.

### CHEESE

**15578. Adulteration of skim milk cheese. U. S. v. 48 Cartons, etc. (F. D. C. No. 27608. Sample Nos. 11959-K, 11960-K.)**

**LIBEL FILED:** July 28, 1949, District of New Jersey.

**ALLEGED SHIPMENT:** On or about June 7, 1949, by the Niobe Cheese Co., from Niobe, N. Y.

**PRODUCT:** Skim milk cheese. 48 cartons, each containing approximately 37 pounds, and 14 barrels, each containing approximately 300 pounds, at Jersey City, N. J.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the product was adulterated by reason of the presence of insect fragments and rodent hair fragments; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

**DISPOSITION:** December 6, 1949. Default decree of condemnation. The court ordered that the product be delivered to a Federal institution, for use as animal feed.

### MISCELLANEOUS DAIRY PRODUCT

**15579. Misbranding of nonfat dry milk solids. U. S. v. 327 Bags \* \* \***  
(F. D. C. No. 27747. Sample No. 49834-K.)

**LIBEL FILED:** September 20, 1949, District of Colorado.